

UNITED STATES DISTRICT COURT FOR THE  
DISTRICT OF MASSACHUSETTS

_____	)	
STACEY STANTON,	)	
	)	
Plaintiff,	)	
	)	
v.	)	
	)	CIVIL ACTION NO. 04-10751-NG
METRO CORP,	)	
	)	
Defendant.	)	
_____	)	

**JOINT MOTION TO EXTEND TIME  
TO RESPOND TO AMENDED COMPLAINT**

Plaintiff Stacey Stanton and defendant Metro Corp. hereby move, jointly, to extend the time within which Metro Corp. must answer or otherwise respond to the plaintiff's Amended Complaint up to and including June 2, 2004. Because plaintiff may file a motion to remand this case to state court, the parties seek to extend time for the filing of defendant's anticipated motion to dismiss until after the motion to remand has been decided.

As grounds for this motion, the parties state as follows:

1. Plaintiff filed the Amended Complaint on or about March 12, 2004, in Massachusetts Superior Court, Worcester County. Service was made on defendant's resident agent on March 16, 2004.
2. On April 13, 2004, defendant removed the action to this Court.
3. On April 14, 2004, defendant filed an Assented-to Motion to Extend Time to Respond to Amended Complaint. This Court allowed the motion on April 15, 2004, thereby extending the time for a response until today, May 3, 2004.

4. Plaintiff is considering bringing a motion to remand the action to Massachusetts Superior Court.

5. The parties respectfully suggest that, if plaintiff brings a motion to remand, it is in the interests of the parties and the Court, for the sake of efficiency, that the motion to remand be determined before defendant's anticipated motion to dismiss is filed.


WHEREFORE, the parties respectfully request that defendant be given up to and including June 2, 2004 to answer or otherwise respond to plaintiff's Amended Complaint.


STACEY STANTON

METRO CORP.

By her attorney,

By its attorneys,

  
John P. Donohue, BBO #567008  
FULLER, ROSENBERG, PALMER  
& BELIVEAU, LLP  
340 Maine Street  
Suite 817  
Worcester, MA 01608  
(508) 751-5128

  
Robert A. Bertsche, BBO #554333  
David E. Plotkin, BBO #644858  
PRINCE, LOBEL, GLOVSKY & TYE LLP  
585 Commercial St.  
Boston, MA 02109  
(617) 456-8018

Dated: May 3, 2004

**CERTIFICATION OF SERVICE**

I hereby certify that a true copy of the above  
document was served upon the attorney of record  
for each other party by mail (by hand) on 5/3/04

